

5/15/17

L-108-17 Ist

RESOLUTION NO. 108-17

BY: **KRISTIN L. SABAN**
(By Request – City Engineer)

A RESOLUTION DECLARING THE NECESSITY AND INTENT OF THE CITY OF PARMA TO APPROPRIATE SANITARY SEWER EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBER 455-10-001, LOCATED AT 5511 BROADVIEW ROAD, PERMANENT PARCEL NUMBER 445-10-002 AND 445-10-003, VACANT LOT AND 5493 BROADVIEW ROAD, PERMANENT PARCEL NUMBER 445-10-004, LOCATED AT 5487 BROADVIEW ROAD, PERMANENT PARCEL NUMBER 445-10-005, LOCATED AT 5481 BROADVIEW ROAD, AND PERMANENT PARCEL NUMBER 445-12-004, LOCATED AT 5515 BROADVIEW ROAD, IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair a sanitary sewer that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the City wishes to acquire easements across certain properties known as Permanent Parcel Number 455-10-001, located at 5511 Broadview Road, Permanent Parcel Number 445-10-002 and 445-10-003, vacant lot and 5493 Broadview Road, Permanent Parcel Number 445-10-004, located at 5487 Broadview Road, Permanent Parcel Number 445-10-005, located at 5481 Broadview Road, and Permanent Parcel Number 445-12-004 located at 5515 Broadview Road in the City of Parma, and further described in Exhibit "A" attached hereto for such purposes.

NOW, THEREFORE; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Council and the Administration of the City of Parma consider it necessary and declares its intention to appropriate easements across the properties known as Permanent Parcel Number 455-10-001, located at 5511 Broadview Road, permanent parcel number 445-10-002 and 445-10-003, vacant lot and 5493 Broadview Road, permanent parcel number 445-10-004, located at 5487 Broadview Road, permanent parcel number 445-10-005, located at 5481 Broadview Road, and permanent parcel number 445-12-004 located at 5515 Broadview Road in the City of Parma, and as further described in Exhibit "A", for the public purpose of installing, using, maintaining and keeping in repair a sanitary sewer that the City of Parma deems conducive to the general welfare.

Section 2. That the Mayor is hereby authorized and directed to cause written notice of the adoption of this Resolution to be given to the property owners, persons in possession, or persons having an interest of record in the properties. The notices shall be served and returned according to law.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for further reason that this measure is necessary in order to initiate the process of acquiring the aforesaid easements in the Properties for the above stated purposes, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO